

EXECUTIVE ORDER 2003-06

**AN EXECUTIVE ORDER AUTHORIZING THE MAYOR TO
EXECUTE THAT CERTAIN PIPELINE CROSSING
AGREEMENT WITH CSX TRANSPORTATION, INC. IN
ORDER TO ALLOW THE CITY TO CONTINUE ITS
CONSTRUCTION EFFORTS ON OVER 210 WATER
DISTRIBUTION SYSTEM CONSTRUCTION PROJECTS
CURRENTLY DELAYED PENDING EXECUTION OF THE
CSX AGREEMENT**

WHEREAS, the City is desirous of obtaining permits from the Georgia Department of Transportation ("GDOT") relating to the construction of water distribution infrastructure within the GDOT right-of-way;

WHEREAS, GDOT is unwilling to issue permits concerning this work until the City executes that certain Pipeline Crossing Agreement (the "CSX Agreement") with CSX Transportation, Inc. (the "CSX Transaction");

WHEREAS, GDOT is also refusing to issue permits concerning over 210 other water distribution infrastructure construction projects until the City consummates the CSX Transaction;

WHEREAS, accordingly, the City is currently unable to timely complete these various projects and such inability is compromising the City's ability to repair, upgrade, maintain and expand its water system in order to continue to provide potable water to its citizens and members of Fulton County, Georgia residing outside of the City;

WHEREAS, therefore, it is imperative that the City consummate the CSX Transaction without further delay;

WHEREAS, having considered the facts, circumstances and recommendations of the various departments and agencies involved, the Mayor has determined that it is desirable and in the best interests of the City given the urgency of this matter to execute the CSX Agreement prior to formal City Council authorization;

Scanned by STJ Date 10/24/12
Filed by _____ Date _____

NOW, THEREFORE, BY THE POWER VESTED IN ME AS MAYOR OF THE CITY OF ATLANTA, pursuant to City of Atlanta Code Section 2-182:

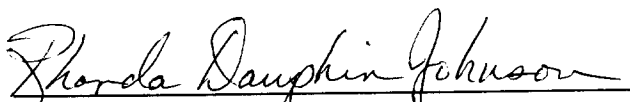
IT IS HEREBY ORDERED:

1. That the appropriate City Officials are authorized to execute the CSX Agreement, on behalf of the City.
2. That the City Attorney is directed to prepare for submission to the next City Council meeting a resolution ratifying the execution of the CSX Agreement.

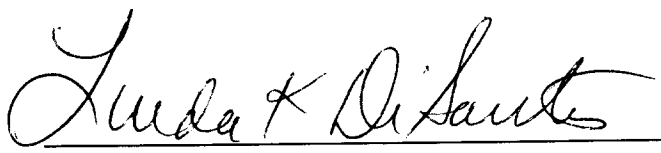
SO ORDERED THIS 18TH OF AUGUST, 2003


SHIRLEY FRANKLIN

Attest:


Municipal Clerk (Seal)

Approved as to form:


City Attorney